

Message Text

CONFIDENTIAL

PAGE 01 IAEA V 00997 01 OF 02 051533Z

45

ACTION SCI-06

INFO OCT-01 EUR-25 IO-14 ISO-00 PM-07 NSC-10 SPC-03 SAM-01

SS-20 RSC-01 ACDA-19 CIAE-00 INR-10 L-03 NSAE-00

FEA-02 H-03 DODE-00 PA-04 USIA-15 PRS-01 EB-11 OMB-01

TRSE-00 COME-00 DRC-01 AF-10 ARA-16 EA-11 NEA-11 /206 W

----- 068033

P R 051443Z FEB 74

FM USMISSION IAEA VIENNA

TO SECSTATE WASHDC PRIORITY 3910

INFO AEC GERMANTOWN

AMEMBASSY BONN

USMISSION EC BRUSSELS

C O N F I D E N T I A L SECTION 1 OF 2 IAEA VIENNA 0997

E. O. 11652: GDS

TAGS: PARM, IAEA, US, GW

SUBJECT: US VOLUNTARY SAFEGUARDS OFFER

REF: STATE 018686

SUMMARY: DRAFT PROTOCOL, REVISED PER REFTEL AND PREVIOUS, GIVEN IAEA FEBRUARY 4 AND NEXT FORMAL NEGOTIATING SESSION EXPECTED MID-FEBRUARY. FRG MISSION GIVEN RESPONSES TO ITS QUESTIONS RE US-IAEA NEGOTIATIONS BUT IT FEARS BONN WILL FIND THEM "UNSATISFACTORY." BONN HAD ALREADY ISSUED INSTRUCTIONS TO ITS WASHINGTON EMBASSY FOR NEW DEMARCHE ON DEPARTMENT, BEFORE RECEIVING OUR RESPONSE TO FRG QUESTIONS.

1. DRAFT PROTOCOL TO PROPOSED US-IAEA SAFEGUARDS AGREEMENT, REVISED PER REFTEL AND PREVIOUS, GIVEN AGENCY FEBRUARY 4. REVISED MAIN BODY OF AGREEMENT HAD BEEN GIVEN SECRETARIAT NEGOTIATIONS

IN DECEMBER BUT THEY HAD BEEN ASKED WITHHOLD THEIR COMMENTS UNTIL WE WERE ABLE GIVEN THEM REVISED PROTOCOL AS WELL. (COPIES CURRENT TEXT BOTH DOCUMENTS BEING TRANSMITTED BY AIRGRAM).

CONFIDENTIAL

CONFIDENTIAL

PAGE 02 IAEA V 00997 01 OF 02 051533Z

WE SAID WE WERE READY FOR NEXT FORMAL MEETING WHENEVER SECRETARIAT

PREPARED GIVE US ITS COMMENTS, AND SECRETARIAT SAID IT EXPECTED TO BE READY BY MID-FEBRUARY.

2. WE HAVE ALSO MET WITH FRG RESREP UNGERER TO GIVE HIM US RESPONSES, PER REFTEL, TO FRG REQUESTS AND COMMENTS ON US OFFER NEGOTIATIONS. WE STRESSED THAT US HAD CAREFULLY CONSIDERED EACH OF FRG COMMENTS AND HAD MADE CONSIDERABLE EFFORT TO ACCOMMODATE FRG VIEWS, AS FAR AS SCOPE AND NATURE OF US PRESIDENTIAL OFFER WOULD PERMIT. NEVERTHELESS, AS EXPECTED, UNGERER EXPRESSED DISAPPOINTMENT AND SAID HE FEARED BONN WOULD REGARD OUR RESPONSE AS QTE UNSATISFACTORY UNQTE. HE ASKED IF WE WOULD BE PREPARED PUT IN WRITING OUR ASSURANCES WITH REGARD TO FIRST THREE POINTS OF FRG DECEMBER 5 PAPER (PARAS 4A AND B REFTEL), PARTICULARLY OUR AGREEMENT TO TIMBS CRITERIA. WE POINTED OUT THAT IN TALKING PAPER GIVEN FRG MISSION IN MARCH 1971 (IN ACCORDANCE WITH STATE 036208 OF MARCH 4, 1971), WE HAD AFFIRMED THAT "US IS IN GENERAL AGREEMENT WITH PARAGRAPHS 2-6" OF TIMBS PAPER. AS PARA 6 HAD STATED CRITERIA FOR SELECTION, WE WERE ON RECORD AS NOT OBJECTING TO USE OF THOSE CRITERIA AND HAD SO INFORMED IAEA ON SEVERAL OCCASIONS. TALKING PAPER ALSO GAVE OUR GENERAL ENDORSEMENT TO "CONCEPT OF INFORMAL CONSULTATIONS BY DG WITH INTERESTED STATES", WHICH OF COURSE INCLUDED FRG. WE THEREFORE DID NOT SEE MUCH THAT ANY NEW PAPER WE MIGHT GIVE FRG COULD USEFULLY ADD. COMMENT: WE DID NOT WISH OFFER AT THIS STAGE THE ASSURANCE WITH REGARD TO ROTATION WHICH REFTEL AUTHORIZED US GIVE, AND UNGERER DID NOT PRESS ISSUE ONCE WE DREW HIS ATTENTION TO 1971 PAPER.

3. UNGERER SAID BUNDESTAG FOREIGN AFFAIRS COMMITTEE HAD DISCUSSED NPT AND EURATOM-IAEA SAFEGUARDS AGREEMENT AT THREE MEETINGS AND ECONOMIC AFFAIRS AND RESEARCH AND TECHNOLOGY COMMITTEES HAD EACH MET ONCE ON THE TREATY AND THE AGREEMENT. HE SAID CENTRAL PREOCCUPATION OF ALL THREE COMMITTEES HAD BEEN COMPETITIVENESS OF WEST GERMAN NUCLEAR INDUSTRY AND WHETHER IAEA SAFEGUARDS MIGHT IMPAIR IT. BOTH GOVERNMENT AND OPPOSITION RAPORTEURS HAD INSISTED ON SPECIFIC INFORMATION ON PROPOSED US SAFEGUARDS AGREEMENT WITH AGENCY. NUMBER OF COMMITTEE MEMBERS URGED THAT ALL US PEACEFUL FACILITIES BE SUBJECT TO IAEA SAFEGUARDS, AND WERE VERY CRITICAL OF TIMBS PAPER FOR PROPOSING THAT SOME US FACILITIES RECEIVE ONLY "RANDOM INSPECTION".

CONFIDENTIAL

NNN

CONFIDENTIAL

PAGE 01 IAEA V 00997 02 OF 02 051538Z

45

ACTION SCI-06

INFO OCT-01 EUR-25 IO-14 ISO-00 PM-07 NSC-10 SPC-03 SAM-01

SS-20 RSC-01 ACDA-19 CIAE-00 INR-10 L-03 NSAE-00

FEA-02 H-03 DODE-00 PA-04 USIA-15 PRS-01 EB-11 OMB-01

TRSE-00 AF-10 ARA-16 EA-11 NEA-11 DRC-01 COME-00 /206 W

----- 068092

P R 051443X FEB 74

FM USMISSION IAEA VIENNA

TO SECSTATE WASHDC PRIORITY 3911

INFO AEC GERMANTOWN

AMEMBASSY BONN

USMISSION EC BRUSSELS

C O N F I D E N T I A L SECTION 2 OF 2 IAEA VIENNA 0997

NEEDLESS TO SAY, UNGERER COMMENTED, THEY WERE EVEN LESS HAPPY WITH WHAT THEY KNOW OF US APPROACH WHICH WOULD RESULT IN EVEN LESS THAN TIMBS PAPER HAD PROPOSED. THE COMMITTEES HAD EXPRESSED PARTICULAR CONCERN WITH DEGREE TO WHICH IAEA SAFEGUARDS IN US, UNDER US DRAFT AGREEMENT, WOULD BE SUBJECT TO IAEA BUDGETARY CONSIDERATIONS, UNLIKE SAFEGUARDS UNDER IAEA-EURATOM

AGREEMENT WHICH WERE MANDATED PRESUMABLY REGARDLESS OF BUDGETARY APPROPRIATIONS. UNGERER GAVE US COPY, IN GERMAN, OF QUESTIONS RAISED BY FOREIGN AFFAIRS COMMITTEE RAPPOREUR (TRANSMITTED BY AIRGRAM TO ALL ADDRESSEES THIS TELEGRAM). COMMENT: QUESTIONS DO REFLECT STRONG CONCERN WITH EFFECT OF SAFEGUARDS ON FRG'S COMPETITIVE POSITION AND DESIRE FOR INFORMATION ON STATUS OF BOTH US AND JAPANESE NEGOTIATIONS WITH AGENCY. THEY DO NOT REFLECT ALL OF THE VIEWS ATTRIBUTED BY UNGERER TO COMMITTEE MEMBERS; WE ASSUME QUESTIONS PREPARED IN ADVANCE OF COMMITTEE MEETINGS WHILE UNGERER MAY HAVE REFERRED TO COMMENTS MADE IN MEETINGS.

4. UNGERER SAID FOREIGN AFFAIRS COMMITTEE WOULD MEET AGAIN FEBRUARY 13, PROBABLY FOR LAST TIME ON THIS SUBJECT. HE
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 IAEA V 00997 02 OF 02 051538Z

SAID IT WOULD HAVE BEEN HELPFUL FOR FRG TO HAVE BY THAT TIME MORE INFORMATION ON US DRAFT AND MORE POSITIVE RESPONSES TO FRG SUGGESTIONS FOR REVISING IT, PARTICULARLY (A) ASSURANCE THAT ALL TECHNICALLY ADVANCED AND INTERNATIONALLY COMPETITIVE PEACEFUL NUCLEAR FACILITIES IN US WILL BE ON INITIAL LIST SELECTED FOR INCLUSION IN SUBSIDIARY ARRANGEMENTS, AND (B) MORE EXTENSIVE AND EXPLICIT DEFINITION OF PURPOSES OF INSPECTOR'S VISITS TO US FACILITIES IN SECOND CATEGORY (FACILITIES COVERED BY TRANSITIONAL FACILITY ATTACHMENTS). IN FACT, BONN HAD INSTRUCTED ITS EMBASSY IN WASHINGTON ON JANUARY 29 TO MAKE A FURTHER

DEMARCHE ON USG ON THESE POINTS AND IN EFFORT OBTAIN FULL TEXT
OF US DRAFT PRIOR TO FEBRUARY 13.

5. COMMENT: WHETHER, IF AT ALL, US RESPONSE TO FRG QUESTIONS ON
US OFFER WILL AFFECT BUNDESTAG RATIFICATION OF NPT AND IAEA-
EURATOM AGREEMENT IS OF COURSE QUESTION THIS MISSION UNABLE
ASSESS. GIVEN USG VIEW, WHICH WE SHARE, THAT IAEA SAFEGUARDS
WILL NOT AFFECT COMPETITIVE POSITION OF GERMAN INDUSTRY -
EVEN IF THERE WERE NO IAEA SAFEGUARDS IN US - US HAS GONE
VERY LONG WAY TO REASSURE FRG AND OTHERS, AND WE WOULD NOT RPT
NOT FROM THIS STANDPOINT RECOMMEND GOING ANY FURTHER. WE STAND
BY OUR ORIGINAL RECOMMENDATION THAT TEXT OF US DRAFT NOT
RPT NOT BE GIVEN TO FRG OR JAPAN UNTIL WE HAVE REACHED AT
LEAST GENERAL AGREEMENT WITH IAEA ON ITS APPROACH AND FORMAT.
HOPFULLY ONE OR TWO ADDITIONAL NEGOTIATING SESSIONS WILL
ACHIEVE THAT. LABOWITZ

CONFIDENTIAL

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AGREEMENTS, NUCLEAR SAFEGUARDS, MEETINGS, NEGOTIATIONS
Control Number: n/a
Copy: SINGLE
Draft Date: 05 FEB 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: golinofr
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974IAEAV00997
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: N/A
Film Number: n/a
From: IAEA VIENNA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t19740255/aaaabzyd.tel
Line Count: 185
Locator: TEXT ON-LINE
Office: ACTION SCI
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 4
Previous Channel Indicators:
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: STATE 018686
Review Action: RELEASED, APPROVED
Review Authority: golinofr
Review Comment: n/a
Review Content Flags:
Review Date: 19 MAR 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <19 MAR 2002 by garlanwa>; APPROVED <30 APR 2002 by golinofr>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: US VOLUNTARY SAFEGUARDS OFFER
TAGS: PARM, US, GE, IAEA
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005